

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

RECEIVED

IN RE:

ORIX FINANCIAL SERVICES, INC., A
NEW YORK CORPORATION

Plaintiff

V.

EARNEST CHAPMAN, an individual,

Defendant

2006 OCT 13 P 2:55

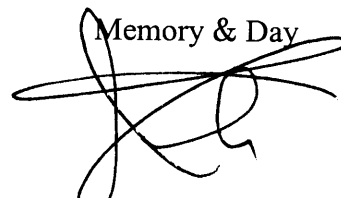
CASE NO. CV-05-1233-MEF

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

NOTICE CONCERNING SETTLEMENT CONFERENCE AND MEDIATION

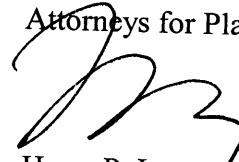
COME NOW the parties, by and through their attorneys, and report to the court that the attorneys for the parties met in a face to face settlement conference in Montgomery, Alabama, on October 13, 2006, at the offices of Memory & Day, and negotiated in good faith as to the settlement of the above styled matter and as to the resolution of the matter otherwise. The parties have discussed settlement from time to time over the last several months but are unable to resolve this matter by settlement. However, Harry Long, counsel for the Defendant, also suggested that a retainer had been paid to his firm and the Defendant is expected shortly to appear in his office for the purpose of filing a petition for an order of relief under Chapter 7 of the United States Bankruptcy Code.

Respectfully submitted on October 13, 2006.

Memory & Day

Von G. Memory
ASB-8137-071V

James L. Day
ASB-1256-A55J

Attorneys for Plaintiff

A handwritten signature in black ink, appearing to read 'H. Long', is written over the text 'Attorneys for Plaintiff' and 'Harry P. Long'.

Harry P. Long
ASB-0546-N77H
Attorney for Defendant

OF COUNSEL

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